

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Carlino Panzera et al.

Docket No. 173P023

Filed: June 14, 1999

Art Unit: 1731

Serial No.: 09/460,951

Examiner: John M. Hoffmann

For: Method of Manufacture of Dental
Porcelain Having Small Leucite
Crystallites

Confirmation No. 3152

RENEWED PETITION UNDER 37 CFR 1.137(B)

Via Electronic Filing
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Attn: Office of Petitions

Sir:

This Renewed Petition is in reply to the Decision on Petition dated February 27, 2009.

Remarks/Arguments begin on page 2 of this paper.

Remarks/Arguments

In the Decision mailed February 27, 2009, it was stated that a grantable petition under 37 CFR 1.137(b) must be accompanied by (1) the required reply, unless previously filed; (2) the petition fee as set forth in 37 CFR 1.17(m); (3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional; and (4) any terminal disclaimer (and fee as set forth in 37 CFR 1.20(d)) required by 37 CFR 1.137(d). The Decision noted that the Petition filed February 5, 2009 lacked item (3).

In response thereto, a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional, is provided herewith. Submitted herewith are three Declarations by Andrew Ryan, Scott Cummings and Ann Knab, which provide statements to support the fact that the entire delay in filing the required reply during the period from the due date for reply mailed April 7, 2006 until the filing of a grantable petition, February 5, 2009, was unintentional.

Authorization is hereby given to charge any fees due hereunder to Deposit Account No. 50-1546. If the Examiner believes a phone conference with Applicant's attorney would expedite prosecution of this application, please contact the undersigned at (315) 218-8511.

Respectfully submitted,

Date: April 27, 2009

/Ann M. Knab/
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